



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E.  
ATLANTA, GEORGIA 30365

October 21, 1992

Oct 27, 1992

Nelson Wong  
Projects Manager  
Carrier Corporation  
855 Anaheim Puente Road  
City of Industry, California 91749

RE: Carrier Oversight Costs

Dear Mr. Wong:

EPA has reviewed your request to deduct oversight costs for use of the Summers model in conducting the risk assessment. EPA disagrees with your assertion that the costs for the work related to the Summers model is inappropriate for several reasons.

EPA is unaware of ever directing Carrier or your consultant, EnSafe, to use the Summers model. EPA may suggest models that are appropriate for use in the risk assessment, but it is the PRP's responsibility to choose the model. Secondly, the Summers model was not and is not an inappropriate model for the site. After reviewing the risk assessment that included the Summers model, EPA responded that the assumptions used in the model were too lenient and suggested different, more conservative assumptions (9/30/91 Technical Review and Comments Report). Carrier responded that they felt the assumptions were too conservative and that they would use the Multimed model (11/21/91 Response to Comments). The Multimed model was made available about the time that Carrier was writing the revised risk assessment. It was Carrier's own decision to incorporate the Multimed model without EPA's insistence.

Furthermore, Glenn Adams did not review the groundwater models; Lee Thomas reviews the groundwater models and would have spent no more than 20 hours.

It is EPA's position that these disputed costs are appropriate and should be paid in full. If Carrier does not agree, please provide documentation showing that EPA directed Carrier to use the Summers model, and subsequently, directed Carrier to change to a different model. Pursuant to Section IX of the Administrative Order by Consent, EPA and Carrier have 30 days to reach an agreement regarding the disputed costs. Therefore, to further settlement of this dispute, please reply by October 30, 1992.

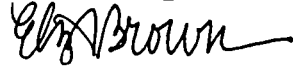


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If we can be of further assistance, please contact me at (404)  
347-7791.

Sincerely,



Beth Brown  
Remedial Project Manager

cc: Lenny Zaprowski, Cost Recovery  
Pete Raack, ORC